



United States Attorney  
Southern District of New York

The Silvio J. Mollo Building  
One Saint Andrew's Plaza  
New York, New York 10007

April 28, 2006

**BY FAX**

The Honorable Kenneth M. Karas  
United States District Judge  
United States Courthouse  
500 Pearl Street  
New York, NY 10007

USDC SDNY  
DOCUMENT  
ELECTRONICALLY FILED  
DOC #: \_\_\_\_\_  
DATE FILED: 4/28/06

Re: United States v. Douglas Shyne et al.  
S4 05 Cr. 1067 (KMK)

Dear Judge Karas:

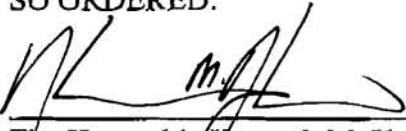
On April 26, 2006, a grand jury returned a fourth Superseding Indictment in the above-captioned case, filed under seal. Timothy Montgomery, the additional defendant named in that Indictment, was arrested at approximately 8:30 a.m. on April 28, 2006. Accordingly, the Government respectfully requests that the fourth Superseding Indictment be unsealed.

Respectfully submitted,  
MICHAEL J. GARCIA  
United States Attorney  
Southern District of New York

By:

  
E. Danya Perry  
Assistant United States Attorney  
(212) 637-2434

SO ORDERED:

  
The Honorable Kenneth M. Karas  
United States District Judge  
Dated: April 28, 2006

4/28/06